

August 15, 2019

Regional Freedom of Information Officer
U.S. EPA, Region 1 (OARM01-6)
5 Post Office Square, Suite 100
Boston, MA 02109-3912
(617) 918-1102

Re: Freedom of Information Act Request

Dear Sir or Madam:

Pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. 552 I am requesting copies and/or access to records held at EPA's Region 1 office.

Records of interest include documents created, compiled, and submitted to the EPA under regulatory programs such as the Resource Conservation and Recovery Act (RCRA), the Toxic Substances Control Act (TSCA), Clean Air Act (CAA), the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), and the Emergency Planning and Community Right-to-Know Act (EPCRA).

Specifically, I am requesting release of a number of specific documents and types of documents held at Region 1 concerning operations of Teknor Apex Company in Pawtucket, Rhode Island and Attleboro, Massachusetts. Below, I have included information on the site occupant's name, address(es), any available facility ID numbers, and the types of documents requested. The following sections are arranged according to specific EPA regulatory programs.

At various times the company at these sites have used names including, but possibly not limited to, the following:

- Teknor Apex Company
- Thompson Chemical Company
- Thompson Apex Company
- Apex Tire & Rubber Company

Relevant site addresses would include 505 Central Avenue and 90 Mendon Avenue in Pawtucket, Rhode Island. Relevant site addresses in Massachusetts would include 330 Oakhill Avenue and 330 Victor Road in Attleboro, Massachusetts, though it is possible certain documents for these sites may refer to the town as Hebronville, Massachusetts.

AIR Requested Documents

We understand that Teknor Apex Company at 505 Central Avenue, Pawtucket, RI operated under the regulation of the Clean Air Act. We therefore request the following documents related to this facility:

- Air permit registration and application documents
- Inspection files
- Correspondence for 1976 and earlier

We understand that Teknor Apex Company at 330 Victor Road, Attleboro, MA operated under the regulation of the Clean Air Act with the facility ID MA0000002512000088. We therefore request the following documents related to this facility:

- Air permit registration and application documents
- Inspection files
- Correspondence for 1986 and earlier

RCRA Requested Documents

We understand that hazardous waste generated by Teknor Apex Company at 505 Central Avenue, Pawtucket, RI was regulated under the Resource Conservation and Recovery Act (RCRA) and was assigned the following RCRA facility ID: RID045367968. We request the following materials relating to this facility produced by the company as required by RCRA:

- RCRA Notification
- Part A application (Form 8700-12)
- Inspections and correspondence for the period 1984 and earlier
- Any RCRA Part B application
- Work plans and closure documentation related to contamination processes and chemical releases
- Biennial hazardous waste reports from 1981 to 1985

We understand that hazardous waste generated by Teknor Apex Warehouse at 90 Mendon Avenue, Pawtucket, RI was regulated under the Resource Conservation and Recovery Act (RCRA) and was assigned the following RCRA facility ID: RID987480357. We request the following materials relating to this facility produced by the company as required by RCRA:

- RCRA Notification
- Part A application (Form 8700-12)
- Inspections and correspondence for the period 1984 and earlier
- Any RCRA Part B application
- Work plans and closure documentation related to contamination processes and chemical releases
- Biennial hazardous waste reports from 1981 to 1985

We understand that hazardous waste generated by Teknor Apex at 330 Oakhill Avenue / 330 Victor Road, Attleboro, MA was regulated under the Resource Conservation and Recovery Act

(RCRA) and was assigned the following RCRA facility ID MAD000211458. We request the following materials relating to this facility produced by the company as required by RCRA:

- RCRA Notification
- Part A application (Form 8700-12)
- Inspections and correspondence for the period 1984 and earlier
- Any RCRA Part B application
- Work plans and closure documentation related to contamination processes and chemical releases
- Biennial hazardous waste reports from 1981 to 1985 and 2002

TSCA Inventory Requested Documents

We understand that, under the chemical inventory provisions of the Toxic Substances Control Act (TSCA), Teknor Haywood and Teknor Apex at 505 Central Avenue, Pawtucket, RI and Teknor Apex at 330 Oakhill Avenue/330 Victor Road, Attleboro, MA identified certain chemicals used at these sites. We therefore request the following documents related to these facilities produced as required by TSCA:

- 1986 Reporting Year Data
- 1990 Reporting Year Data

TSCA/FIFRA Requested Documents

We also understand that Teknor Apex at 330 Oakhill Avenue, Attleboro, MA, may have been subject to a TSCA enforcement action in the FIFRA/TSCA Tracking System with the following ID numbers:

- 199203244891 1
- 199203244891 2
- 01-1995-0043
- TSCA-I-93-1047
- 01-1998-0124
- TSCA-I-98-1069

We therefore request documentation of any notifications, inspections, and enforcement actions and other documents, particularly those related to chemicals and processes, arising from this enforcement action. This enforcement action apparently concerned alleged violations of TSCA inventory rules.

TSCA PCB Regulations

We understand that, under the PCB regulations adopted pursuant to section 6 of the Toxic Substances Control Act, that PCB waste materials may have been used or remediated at Teknor Apex at 505 Central Avenue, Pawtucket, RI. We therefore request the following documents related to PCBs and this installation:

- Documentation of any PCB related notifications, inspections, and enforcement actions involving these locations or parties.

We also request documentation regarding the following known PCB activity by Teknor Apex Co at 505 Central Avenue, Pawtucket, RI:

Waste Manifests

- 2013 – 26 pounds of PCB solid mixture (R007)
- 2012 – 20 pounds of PCB solid mixture (R007)
- 2011 – 1,863 kgs of PCB liquid (R007/MA99)
- 2009 – 10 pounds of PCB solid mixture (R007/PCB5)
- 1992 – 150 kgs of PCB (M001)
- 1988 – 1,100 pounds of PCB (M001)
- 1988 – 600 pounds of PCB (M001)
- 1987 – 2,800 pounds of PCB (M001)
- 1987 – 2,000 pounds of PCB (M001)

We also request documentation regarding the following known PCB activity by Teknor Apex Co additional location at 330 Oakhill Avenue, Attleboro, MA:

Waste Manifests

- 2002 – 22 kgs of misc PCB wastes (B007)
- 2002 – 175 kgs of petroleum oil with PCBs (B007)
- 2001 – 434,104 kgs of misc PCB wastes (B007)

Known Releases

- 2001 – Remediation of 429,256 kgs PCB soil in the still bottom disposal area

TRI Requested Documents

We understand that Teknor Apex at 505 Central Avenue, Pawtucket, RI was required to file an annual report with the EPA's Toxics Release Inventory (TRI) Program to document the release of certain chemicals. The company was assigned the following TRI facility ID: 02861TKNRP505CE. We therefore request the annual report / submittal (also known as "Form R") filed by company for the 1987 reporting year.

We also understand that Teknor Apex at 330 Oakhill Avenue, Attleboro, MA was required to file an annual report with the EPA's Toxics Release Inventory (TRI) Program to document the release of certain chemicals. The company was assigned the following TRI facility ID: 02703TKNRPOAKHI. We therefore request the annual report / submittal (also known as "Form R") filed by company for the 1987 reporting year.

SSTS Requested Documents

As required under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) Section 7, information on pesticide establishments is tracked through the Section Seven Tracking System (SSTS). We understand that Teknor Apex at 505 Central Avenue, Pawtucket, RI, registered with the following docket numbers and chemical inventories:

- TSCA-I-93-1047
- TSCA-I-98-1069
- 199411094875

We therefore request submittal documentation provided by the above company, information on any notifications, inspections, and enforcement actions.

Request Information

History Associates requests the release of the above materials. If this is not possible, we request information as to why, as we understand that these collections are publically accessible under statutory regulations.

History Associates agrees to pay all reasonable and standard processing fees authorized by 5 U.S.C. 552(a)(4)(A) and the applicable regulations up to \$250. Should the fees exceed this amount, please call me with an estimate of the total costs in order that specific expenditures beyond \$250 can be authorized.

Should you have any questions or concerns regarding this request, please contact me at (301) 279-9697 or via email at HBergen@historyassociates.com.

Sincerely,

Hilary Bergen